

# A BILL

## FOR

AN ACT TO AMEND THE TERTIARY EDUCATION TRUST FUND (ESTABLISHMENT, ETC.) ACT OF 2011 TO INCLUDE FEDERAL GOVERNMENT LICENSED PRIVATE POLYTECHNICS AS BENEFICIARIES OF THE FUND AND FOR RELATED MATTERS, 2020

*Sponsored by Hon. Gideon Gwani*

[ ] Commencement

BE IT ENACTED by the National Assembly of the Federal Republic of Nigerian as follows:

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	

1           **1.** The Tertiary Education Trust Fund (Establishment, Etc) Act, 2011 (in this Bill referred to as the Principal Act) is hereby amended as set out in this Bill.

Amendment of the Principal Act

2           **2.** Section 1 (2) of the Principal Act is amended by changing the rate of 2 percent and inserting 3 percent.

Amendment of section 2, rate of percentage change to 3 percent

3           **3.** Section 3 subsection 4 of the Principal Ac is amended by changing the percentage set aside before disbursement in each year to 4 percent of the total monies accruing to the fund in the preceding year which shall be applied:

Amendment of section 3 (4) amount to be set aside before disbursement reduce to 4 percent

4           **4.** Section 6 (e) is hereby amended and rearranged by inserting Government licensed private (before tertiary educational institution in Nigeria)

Amendment of section 6 (e) to include licensed Private Polytechnic

5           **5.** Section 7 (1) is amended and rearranged by inserting of private polytechnic as follows:

Amendment of section 7 (1) to include licensed Private Polytechnics

6           The Board of Trustees shall administer the tax imposed. by this Act and disburse the amount in the fund to:

- 7           (a) Federal and State Universities;
- 8           (b) Federal and State Polytechnic;
- 9           (c) Private Polytechnics licensed by the Federal Government

1 specifically for the provision on maintenance of:  
 2 (a) essential physical infrastructure for teaching and Learning;  
 3 (b) Instructional material and equipment;  
 4 (c) Research and publication;  
 5 (d) Academic staff training and development; and  
 6 (e) any other need which, in the opinion of the Board of Trustees, is  
 7 critical and essential for the Improvement of quality and maintenance of  
 8 standards in the higher educational Institutions.

Amendment of  
 section 7 (2) (a)  
 Public Institutions  
 and licensed  
 private Polytechnics

9 **6.** Section 7 (2) (a) and 7 (3) of the Principal Act are Amended as  
 10 follows:

11 Section 7 (2) (a) is amended and re-arranged as follows:

12 Section 7 (2) (a) the Board of Trustees shall administer, manage, and  
 13 disburse the tax imposed by this Act on the basis of:

- 14 (a) Funding of Federal and State Universities;  
 15 (b) Funding of Federal and State Polytechnics;  
 16 (c) Funding of Federal and State Colleges of Education;  
 17 (d) Funding of Federal Government licensed Private Polytechnics;  
 18 (e) Equality among the listed institutions in Sub Section 2 (a) to (d) in  
 19 the 6 geopolitical zones of the federation in the case of special intervention; and  
 20 (f) Equally among the state of the federation in the case of regular  
 21 intervention

Amendment of  
 section 7(3) List  
 of beneficiaries  
 to include public  
 tertiary institution  
 and private  
 Polytechnics

22 **7.** Section 7 (3) is amended and rearranged as follows:

23 The distribution of funds shall be in the ratio of 2:1:1:1 as between Federal and  
 24 State Universities, Federal and States Polytechnics, Federal and States  
 25 Colleges of Education and Federal Government licensed Private Polytechnics.

Citation

26 **8.** This Bill may be cited as the Tertiary Education Trust Fund  
 27 (Amendment) Bill, 2020.

## EXPLANATION MEMORANDUM

This Bill seeks to amend the Tertiary Education Trust Fund (Establishment, Etc) Act, 2011 amongst other things to include Federal Government licensed private Polytechnics as beneficiaries of TET Fund.